

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

SUSAN MASON,
Plaintiff,

v.

LOWE'S COMPANIES, INC.,
Defendant.

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CIVIL ACTION NO. _____

JURY TRIAL DEMANDED

DEFENDANT'S INDEX OF MATTERS BEING FILED

Pursuant to Local Rule CV-81, Defendants hereby attach this Index of Matters Being Filed to its Notice of Removal.

Exhibit 1: All Executed Process:

- Executed Return of Service on Lowe's Companies, Inc. on November 8, 2021

Exhibit 2: All State Court Pleadings:

- Plaintiff's Original Petition filed November 5, 2021
- Defendant's Original Answer and Jury Demand filed November 29, 2021

Exhibit 3: State Court Docket Sheet

Exhibit 4: List of all counsel of record, including addresses, telephone numbers, and parties represented.

EXHIBIT 1

CAUSE NO. 202172931

Marilyn Burgess - District Clerk Harris County

Envelope No. 58998535

By: Lewis John-Miller

Filed: 11/9/2021 1:50 PM

COPY OF PLEADING PROVIDED BY PLT

RECEIPT NO: 906095 TRACKING NO: 73935782

EML

Plaintiff:
MASON, SUSAN

vs.

Defendant:
LOWE'S COMPANIES INCIn The 055th
Judicial District Court of
Harris County, Texas
201 CAROLINE
Houston, Texas

CITATION CORPORATE

THE STATE OF TEXAS

County of Harris

**To: LOWE'S COMPANIES INC (A FOREIGN FOR-PROFIT CORPORATION) MAY BE SERVED
BY SERVING ANY OF ITS OFFICERS DIRECTORS VICE PRESIDENT PRESIDENT OR
REGISTERED AGENT CORPORATION SERVICE COMPANY D/B/A CSC-LAWYERS INCORPORATING
SERVICE COMPANY
211 E 7TH STREET SUITE 620, AUSTIN TX 78701-3218
OR WHEREVER ELSE IT AND/OR ITS AGENT MAY BE FOUND**

Attached is a copy of: PLAINTIFF'S ORIGINAL PETITION

This instrument was filed on November 5, 2021 in the above cited cause number and court. The instrument attached describes the claim against you.

YOU HAVE BEEN SUED. You may employ an attorney. If you or your Attorney do not file a written answer with the District Clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration date of 20 days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org.

This citation was issued on November 5, 2021, under my hand and seal of said court.

Issued at the request of:

GORDON, AMANDA DELAYNE
2000 WEST LOOP SOUTH SUITE 1850
HOUSTON, TX 77027
832-533-8689
Bar Number: 24103737

*Marilyn Burgess*

Marilyn Burgess, District Clerk

Harris County, Texas
201 CAROLINE Houston Texas 77002
(PO Box 4651, Houston, Texas 77210)

Generated By:MARIA RODRIGUEZ

***** AFFIDAVIT OF SERVICE ATTACHED *****

EML

Tracking Number: 73935782

CAUSE NUMBER: 202172931

PLAINTIFF: MASON, SUSAN

vs.

DEFENDANT: LOWE'S COMPANIES INC

In the 055th

Judicial District Court of

Harris County, Texas

OFFICER - AUTHORIZED PERSON RETURN

Came to hand at _____ o'clock ___. M. on the _____ day of _____, 20____. Executed at

(Address) _____
in

_____ County at o'clock ___. M. On the _____ day of _____, 20____, by

Delivering to _____ defendant, in person, a true copy of this Citation together with the accompanying _____ copy (ies) of the «Attachment». Petition attached thereto and I endorsed on said copy of the Citation the date of delivery.

To certify which I affix my hand officially this _____ day of _____, 20.

Fees \$ _____

Affiant

By _____
Deputy

On this day, _____, known to me to be the person whose signature appears on the foregoing return, personally appeared. After being by me duly sworn, he/she stated that this citation was executed by him/her in the exact manner recited on the return.

SWORN TO AND SUBSCRIBED BEFORE ME, On this _____ day of _____, 20__.

Notary Public

*** AFFIDAVIT OF SERVICE ATTACHED ***

AFFIDAVIT OF SERVICE

State of Texas

County of Harris

55th Judicial District Court

Case Number: 202172931

Plaintiff:

Susan Mason

vs.

Defendant:

Lowe's Companies, Inc.

For:

Amanda Delayne Gordon
2000 West Loop South
Suite 1850
Houston, TX 77027

Received by Lexitas Legal on the 5th day of November, 2021 at 4:45 pm to be served on **Lowe's Companies Inc., 211 E 7th Street, Suite 620, Austin, TX 78701.**

I, Chris Dathe, being duly sworn, depose and say that on the **8th day of November, 2021 at 11:25 am, I:**

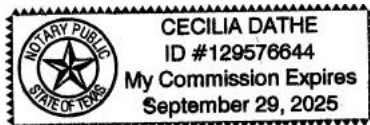
served a **CORPORATION** by delivering a true copy of the **Citation and Plaintiff's Original Petition** with the date of service endorsed thereon by me, to: **Evie Lichtenwalter** as **Intake Agent for Corporation Service Company** who is the Registered Agent for **Lowe's Companies Inc.**, at the address of: **211 E 7th Street, Suite 620, Austin, TX 78701**, and informed said person of the contents therein, in compliance with state statutes.

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served.

Subscribed and Sworn to before me on the 8th
day of November, 2021 by the affiant
who is personally known to me.

Cecilia Dathe

NOTARY PUBLIC



Chris Dathe
PSC 6008, Exp. 12-31-22

Lexitas Legal
4299 San Felipe Street
Suite 350
Houston, TX 77008
(713) 395-1809

Our Job Serial Number: MCI-2021001752

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Sebastian Campos on behalf of Rodney Drinnon
Bar No. 24047841
scampos@mccathernlaw.com
Envelope ID: 58998535
Status as of 11/9/2021 2:38 PM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Sebastian Campos		scampos@mccathernlaw.com	11/9/2021 1:50:21 PM	SENT
Rodney Drinnon		rdrinnon@mccathernlaw.com	11/9/2021 1:50:21 PM	SENT
Amanda Gordon		agordon@mccathernlaw.com	11/9/2021 1:50:21 PM	SENT
Ronald Wright		rwright@mccathernlaw.com	11/9/2021 1:50:21 PM	SENT

EXHIBIT 2

11/5/2021 11:38 AM
Marilyn Burgess - District Clerk Harris County
Envelope No. 58896522
By: Maria Rodriguez
Filed: 11/5/2021 11:38 AM

Cause No. _____

SUSAN MASON

Plaintiff,

vs.

LOWE'S COMPANIES, INC.

Defendant.

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IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

_____ JUDICIAL DISTRICT

PLAINTIFF'S ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Plaintiff, Susan Mason ("Ms. Mason" or "Plaintiff") and files this Original Petition against Defendant Lowe's Companies, Inc. ("Lowe's" or "Defendant") and would respectfully show the court as follows:

I. DISCOVERY CONTROL PLAN

1.1 Plaintiff intends to conduct discovery under Level 2 and affirmatively pleads that she seeks monetary relief in over \$1,000,000. TEX. R. CIV. P. 47(c).

II. PARTIES

2.1 Plaintiff, Susan Mason, is an individual with a principal residence located in Montgomery County, Texas.

2.2 Defendant Lowe's Companies, Inc. is a foreign for-profit corporation conducting business in Texas. Defendant Lowe's may be served with service of process by serving any of its officers, directors, vice president, president or registered agent, Corporation Service Company d/b/a CSC - Lawyers Incorporating Service Company at 211 E. 7th Street, Suite 620 Austin, TX 78701-3218 or wherever else it and/or its agent may be found.

III. JURISDICTION & VENUE

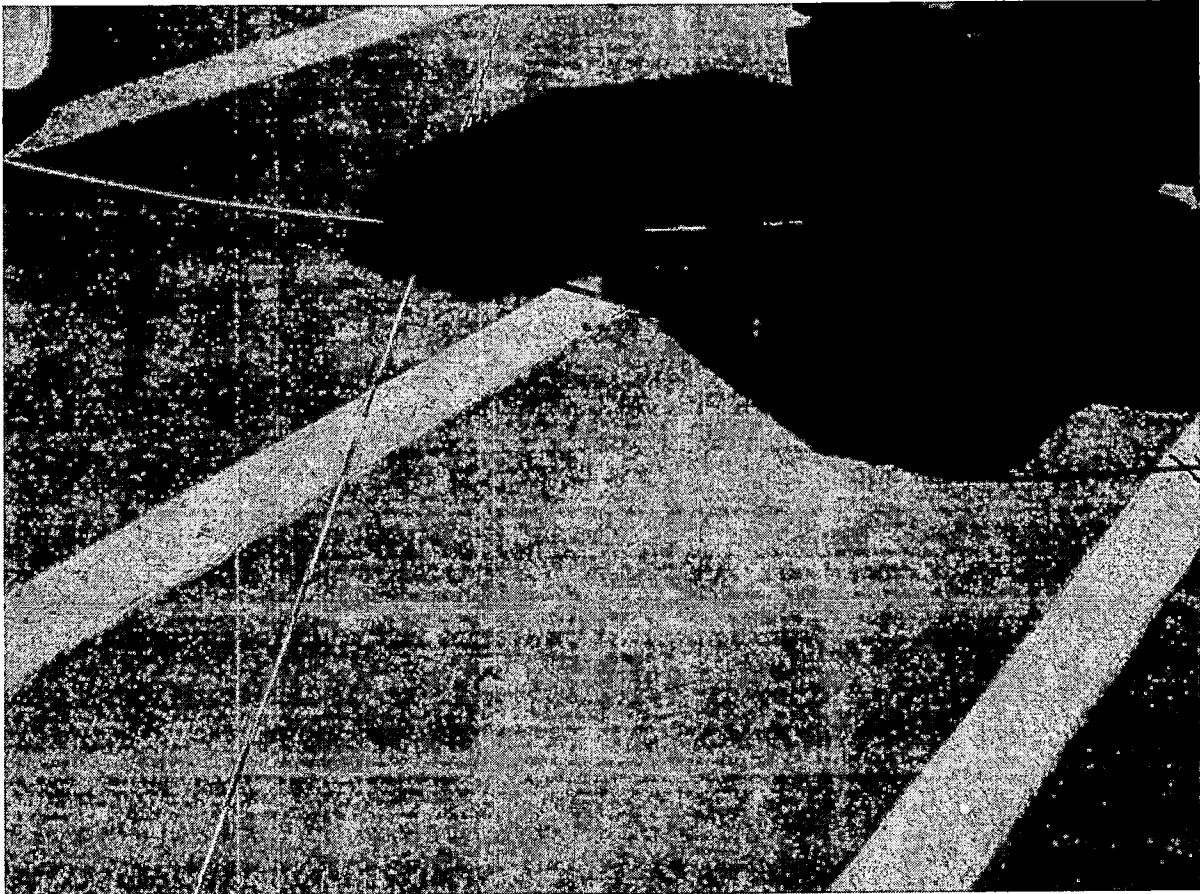
3.1 The Court has jurisdiction over the cause in that it involves an amount in controversy within the jurisdictional limits of the Court. Tex. R. Civ. P. 47; Tex. GOV'T CODE §24.007. Venue is proper in Harris County, Texas under the general venue provision because all or a substantial part of the events or omissions giving rise to the claims asserted herein occurred in Harris County, Texas. TEX. CIV. PRAC. & REM. CODE §§ 15.002(1)-(3).

IV. FACTS

4.1 On or about October 7, 2021 Plaintiff was severely injured while an invitee in Lowe's located at 14236 FM 2920, Tomball, Texas 77377, Store #1052 ("Lowe's").

4.2 Plaintiff and her husband were at Lowe's to purchase firewood for an upcoming camping trip. The firewood was stacked against the front of Lowe's store front. In front of the firewood, there was a display of riding lawnmowers. There was a large gap between the lawnmowers creating a walkway to access the firewood so that there was a riding lawnmower on each side of the walkway. While Plaintiff was proceeding down the path between the lawnmowers to grab bundles of firewood, Plaintiff tripped and fell over a cable that connected the lawnmowers and ran across the walkway leading to the firewood.

4.3 As it turns out, the cable was not flush with the ground. Instead, the cable was hovering a few inches above the ground in the middle of the walkway and was even higher as the cable reached the lawnmower on either side. The following image depicts the scene of the incident forming the basis of this complaint:



4.4 The cable suspended in the walkway coupled with the failure address any safety measures posed by these dangerous conditions caused Plaintiff to fall violently and sustain serious injuries requiring emergency surgeries and extensive rehabilitation.

4.5 At the time of Plaintiff's injury, Defendant knew or should have known of the dangerous conditions created by the cable suspended in the middle of the walkway leading to the firewood and the risk such conditions posed to invitees such as Plaintiff.

4.6 Defendant failed to exercise ordinary care to protect the Plaintiff from this danger by failing to properly warn Plaintiff of the dangerous condition of the cable suspended in the walkway to make the walkway reasonably safe. Said acts and omissions of Defendant proximately lead to Plaintiff's injuries and damages.

V. CAUSES OF ACTION

Count 1 – Premises Liability

5.1 Plaintiff re-alleges and incorporates by reference all allegations and facts set forth in paragraph 1.1 through 4.6 as if specifically restated herein.

5.2 Defendant owned, controlled or possessed the Lowe's located at 14236 FM 2920, Tomball, Texas 77377, Store #1052, to which Plaintiff was an invitee. The suspended cable in the walkway leading to the firewood posed an unreasonable risk of harm; a danger of which the Defendant knew or should have known. The Defendant breached this duty by failing to either adequately warn the Plaintiff of the dangerous condition or make the dangerous condition reasonably safe for the Plaintiff as an invitee. Defendant's breach proximately caused Plaintiff's injuries and serious damages described herein, for which Plaintiff now sues.

Count 2 – Negligence

5.3 Plaintiff re-alleges and incorporates by reference all allegations and facts set forth in paragraphs 1.1 through 4.6 as if specifically restated herein.

5.4 Defendant owed a legal duty to Plaintiff, which Defendant breached in the following respects:

-
- a. In failing to inspect the walkway so Defendant could make safe or warn of the dangerous condition;
 - b. In failing to maintain the walkway in a reasonably safe condition;
 - c. In failing to properly warn Plaintiff of the dangerous and unsafe condition of the walkway.
 - d. In permitting the walkway to remain in its unsafe condition;
 - e. In failing to correct the unsafe condition of the walkway;

5.5 Each of the foregoing negligent acts and omissions, whether taken singularly or in any combination, proximately caused Plaintiff's injuries and damages described herein, for which Plaintiff now sues.

VI. DAMAGES

6.1 Plaintiff pleads the following damages that were the proximate cause of the occurrence referenced herein above:

- a. Reasonable and necessary medical expenses in the past and future;
- b. Physical pain and mental anguish in the past and future;
- c. Physical impairment in the past and future;
- d. Physical disfigurement;
- e. Loss of earning in the past; and
- f. Loss of earning capacity in the future.

6.2 Moreover, Plaintiff is entitled to exemplary damages pursuant to Texas Civil Practice & Remedies Code Chapter 41 *et seq.* Plaintiff hereby now sues for such damages.

VII. REQUEST FOR JURY TRIAL

7.1 Plaintiff requests a trial by jury and is paying the required jury fee concomitantly with the filing of this Petition.

PRAYER

For the foregoing reasons, Plaintiff prays the Court issue citation for Defendant to appear and answer, and that Plaintiff be awarded a judgment against the Defendant, and awarded damages and exemplary damages in conformity with the allegations above, plus pre and post judgment interest as allowed by law, plus costs of court, and such other relief, whether at law or in equity, to which Plaintiff is justly entitled.

Respectfully Submitted,

MCCATHERN-HOUSTON

By: /s/ Amanda Gordon

Rodney L. Drinnon

Texas Bar No. 24047841

rdrinnon@mccathernlaw.com

Amanda Gordon

Texas Bar No. 24103737

agordon@mccathernlaw.com

2000 West Loop South, Suite 1850

Houston, Texas 77027

Tel. 832.533.8689

Fax 832.213.4842

ATTORNEYS FOR PLAINTIFF

CAUSE NO. 2021-72931

SUSAN MASON

Plaintiff,

v.

LOWE'S COMPANIES, INC.

Defendant.§
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IN THE DISTRICT COURT

HARRIS COUNTY, TEXAS

55TH JUDICIAL DISTRICT

**DEFENDANT LOWE'S COMPANIES, INC.'S
ORIGINAL ANSWER**

Defendant, Lowe's Companies Inc., ("Lowe's") hereby files its Original Answer to Plaintiff's Original Petition as follows:

**I.
GENERAL DENIAL**

1. Lowe's denies each and every, all and singular, the material allegations contained within Plaintiff's pleadings and demands strict proof thereof.

**II.
INFERENTIAL REBUTTALS**

2. Notwithstanding the foregoing, Lowe's asserts the following by way of inferential rebuttal and requests that the Court instruct the jury as follows:

- a. ***New and Independent Cause / Superseding Intervening Cause.*** The alleged damages in question as set forth in the Petition were caused by the conduct of Plaintiff, and that said conduct destroyed any causal connection between the alleged acts or omissions of Lowe's and the injuries complained of thus becoming an independent, superseding, or intervening cause of the Plaintiff's alleged damages.

- b. ***Sole Proximate Cause.*** The act(s) or omission(s) of Plaintiff or a third party was the sole cause of the damages she alleges in the Petition and therefore, Lowe's is not liable to the Plaintiff.

III.
AFFIRMATIVE DEFENSES

3. Pleading further, alternatively, and by way of affirmative defense, Lowe's asserts that any damages sought to be recovered by Plaintiff should be reduced to the extent that Plaintiff has failed to take the reasonable steps that a person of ordinary prudence in a similar situation would have taken to avoid and mitigate the claimed damages.

4. Pleading further, alternatively, and by way of affirmative defense, Lowe's asserts that in the unlikely event that an adverse judgment would be rendered against it, Lowe's would respectfully request all available credits and/or offsets as provided by the Texas Civil Practice & Remedies Code and under Texas law.

5. Lowe's hereby gives notice that it intends to rely upon such other defenses or denials, affirmative or otherwise, and to assert third-party claims and any other claims, as may become available or appear during discovery as it proceeds in this matter, and hereby reserves the right to amend its Original Answer to assert such defenses.

6. Pleading further, alternatively, and by way of affirmative defense, Lowe's asserts that in addition to any other limitation under law, Plaintiff's recovery of medical or health care expenses is limited to the amount actually paid or incurred

by or on behalf of Plaintiff, pursuant to Section 41.0105 of the Texas Civil Practice & Remedies Code.

7. Pleading further, alternatively, and by way of affirmative defense, Lowe's hereby affirmatively pleads that Plaintiff engaged in acts, including acts of negligence, which caused Plaintiff's alleged damages. Therefore, Plaintiff is barred, in whole or in part, from recovering any damages from Lowe's.

8. Pleading further, alternatively, and by way of affirmative defense, Lowe's hereby requests that the trier of fact in this matter, after a trial on the merits, consider and determine the percentage of responsibility of Plaintiff and any other party or responsible third party pursuant to Chapter 33 of the Texas Civil Practice & Remedies Code.

9. Pleading further, alternatively, and by way of affirmative defense, Lowe's asserts that Plaintiff's claims of physical and/or mental ailments in this cause were, in whole or in part, proximately caused solely and/or proximately by prior and/or subsequent accidents, events, or occurrences. Lowe's further asserts that Plaintiff's claims of injuries and damages are the result in whole or in part of pre-existing conditions, injuries, diseases, and disabilities and not the result of any act or omission on the part of Lowe's.

10. Pleading further, alternatively, and by way of affirmative defense, Lowe's alleges that the accident made the basis of this lawsuit was just that, an accident, not caused by the negligence of any party.

11. By way of affirmative defense, Plaintiff's claims, if any, for lost wages and/or loss of future earning capacity are barred, limited, restricted, and/or governed by the provisions of the Texas Civil Practice & Remedies Code Chapter 18, and any other applicable statute concerning the recovery of damages and the common law of Texas and limiting same to the net loss after reduction for income tax payments or unpaid tax liability thereon. Accordingly, Lowe's specifically pleads the limitations, restrictions and/or bar on the recovery by Plaintiff of such damages in accordance with Chapter 18 and other applicable law.

IV.
JURY DEMAND

12. In accordance with Rule 216 of the Texas Rules of Civil Procedure, Defendant demands a trial by jury.

PRAYER

13. Defendant, Lowe's Companies Inc. prays that Plaintiff take nothing by her lawsuit, that Lowe's go hence with its costs without delay, and for such other and further relief, both general and special, at law and in equity, to which Lowe's may show itself justly entitled.

Respectfully submitted,

MAYER LLP

/s/ Jason M. Gunderman

Kevin P. Riley

State Bar No. 16929100

kriley@mayerllp.com

Jason M. Gunderman

State Bar No. 24085349

jgunderman@mayerllp.com

4400 Post Oak Parkway, Suite 1980

Houston, Texas 77027

ATTORNEYS FOR DEFENDANT

LOWE'S COMPANIES INC.

CERTIFICATE OF SERVICE

This is to certify that on the 29th day of November 2021, a true and correct copy of the foregoing has been forwarded to all counsel of record as follows:

Rodney L. Drinnon
Amanda Gordon
McCathern-Houston
2000 West Loop South, Suite 1850
Houston, Texas 77027

Email Service:

rdrinnon@mccathernlaw.com

agordon@mccathernlaw.com

- ☐ E-MAIL
- ☐ HAND DELIVERY
- ☐ FACSIMILE
- ☐ OVERNIGHT MAIL
- ☐ REGULAR, FIRST CLASS MAIL
- ☒ E-FILE AND SERVE
- ☐ E-SERVICE ONLY
- ☐ CERTIFIED MAIL/RETURN RECEIPT REQUESTED

COUNSEL FOR PLAINTIFF

/s/ Jason M. Gunderman

Jason M. Gunderman

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Dinorah Scholl on behalf of Jason Gunderman
 Bar No. 24085349
 dscholl@mayerllp.com
 Envelope ID: 59532457
 Status as of 11/30/2021 8:19 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Sebastian Campos		scampos@mccathernlaw.com	11/29/2021 6:16:55 PM	SENT
Rodney Drinnon		rdrinnon@mccathernlaw.com	11/29/2021 6:16:55 PM	SENT
Amanda Gordon		agordon@mccathernlaw.com	11/29/2021 6:16:55 PM	SENT
Ronald Wright		rwright@mccathernlaw.com	11/29/2021 6:16:55 PM	SENT
Jason Gunderman		jgunderman@mayerllp.com	11/29/2021 6:16:55 PM	SENT
Kathy Keefer		kkeefer@mayerllp.com	11/29/2021 6:16:55 PM	SENT
Dinorah Scholl		dscholl@mayerllp.com	11/29/2021 6:16:55 PM	SENT
Kevin Riley		kriley@mayerllp.com	11/29/2021 6:16:55 PM	SENT

EXHIBIT 3

HCDistrictclerk.com

MASON, SUSAN vs. LOWE'S COMPANIES INC

12/7/2021

Cause: 202172931

CDI: 7

Court: 055

APPEALS

No Appeals found.

COST STATMENTS

No Cost Statments found.

TRANSFERS

No Transfers found.

POST TRIAL WRITS

No Post Trial Writs found.

ABSTRACTS

No Abstracts found.

SETTINGS

No Settings found.

NOTICES

No Notices found.

SUMMARY

CASE DETAILS

File Date	11/5/2021
Case (Cause) Location	
Case (Cause) Status	Active - Civil
Case (Cause) Type	Premises
Next/Last Setting Date	N/A
Jury Fee Paid Date	11/30/2021

CURRENT PRESIDING JUDGE

Court	055 th
Address	201 CAROLINE (Floor: 9) HOUSTON, TX 77002 Phone:7133686055
JudgeName	LATOSHA LEWIS PAYNE
Court Type	Civil

ACTIVE PARTIES

Name	Type	Post Jdgm	Attorney
MASON, SUSAN	PLAINTIFF - CIVIL		GORDON, AMANDA DELAYNE
LOWE'S COMPANIES INC	DEFENDANT - CIVIL		RILEY, KEVIN P.
LOWE'S COMPANIES INC (A FOREIGN FOR- PROFIT CORPORATION) MAY BE SERVED	REGISTERED AGENT		

INACTIVE PARTIES

No inactive parties found.

JUDGMENT/EVENTS

Date	Description	Order Signed	Post Jdgm	Pgs	Volume /Page	Filing Attorney	Person Filing
11/29/2021	JURY FEE PAID (TRCP 216)			0			
11/29/2021	ANSWER ORIGINAL PETITION			0		RILEY, KEVIN P.	LOWE'S COMPANIES INC
11/29/2021	JURY FEE PAID (TRCP 216)			0			
11/5/2021	JURY FEE PAID (TRCP 216)			0			
11/5/2021	ORIGINAL PETITION			0		GORDON, AMANDA DELAYNE	MASON, SUSAN

SERVICES

Type	Status	Instrument	Person	Requested	Issued	Served	Returned	Received	Tracking	Deliver To
CITATION CORPORATE	SERVICE RETURN/EXECUTED	ORIGINAL PETITION	LOWE'S COMPANIES INC (A FOREIGN FOR-PROFIT CORPORATION) MAY BE SERVED	11/5/2021	11/5/2021	11/8/2021			73935782	E-MAIL
211 E 7TH STREET SUITE 620 AUSTIN TX 78701										

DOCUMENTS

Number	Document	Post Jdgm	Date	Pgs
99160510	DEFENDANT LOWE'S COMPANIES, INC.'S ORIGINAL ANSWER		11/29/2021	6
98862420	Citation Return		11/09/2021	4
98805002	Plaintiffs Original Petition		11/05/2021	7
98814574	eIssue: Citation Corporate		11/05/2021	2

EXHIBIT 4

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

SUSAN MASON,
Plaintiff,

v.

LOWE'S COMPANIES, INC.,
Defendant.

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§

CIVIL ACTION NO. _____

JURY TRIAL DEMANDED

COUNSEL OF RECORD AND INFORMATION PURSUANT TO
LOCAL RULE CV-81(C)

(1) A list of all parties in the case, their party type (e.g., plaintiff, defendant, intervenor, receiver, etc.) and current status of the removed case (pending, dismissed);

Plaintiff Susan Mason

Defendant Lowe's Companies, Inc.

The removed case is currently pending.

(2) A civil cover sheet and a certified copy of the state court docket sheet; a copy of all pleadings that assert causes of action (e.g. complaints, amended complaints, supplemental complaints, counterclaims, cross-actions, third party actions, interventions, etc.); all answers to such pleadings and a copy of all process and orders served upon the party removing the case to this court, as required by 28 U.S.C. § 1446(a).

See attached civil cover sheet and documents attached to Defendant's Notice of Removal as *Exhibit "A."*

(3) A complete list of attorneys involved in the action being removed, including each attorney's bar number, address, telephone number and party or parties represented by him/her;

MCCATHERN-HOUSTON

Rodney L. Drinnon
Amanda Gordon
2000 West Loop South, Suite 1850
Houston, Texas 77027
Email Service: rdrinnon@mccathernlaw.com
agordon@mccathernlaw.com

Counsel for Plaintiff
Susan Mason

MAYER LLP

Kevin P. Riley
State Bar No. 16929100
E-mail: kriley@mayerllp.com
Jason M. Gunderman
State Bar No. 24085349
E-mail: jgunderman@mayerllp.com
4400 Post Oak Parkway, Suite 1980
Houston, Texas 77027
713.487.2000/713.487.2019 – fax

Counsel for Defendant
LOWE'S COMPANIES, INC.

(4) A record of which parties have requested a trial by jury (this information is in addition to placing the word "jury" at the top of the Notice of Removal immediately below the case number);

Defendant has requested a trial by jury.

(5) The name and address of the court from which the case is being removed.

55th District Court of Harris County, Texas
Honorable Latosha Lewis Payne
201 Caroline, 9th Floor
Houston, Texas 77002
T: 713.368.6055